UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

Plaintiff, : Civil Action No. 10 CV 2312

:

v. : The Honorable Sterling Johnson, Jr.

ONE POLISHED DIAMOND WEIGHING APPROXIMATELY SIXTY-EIGHT CARATS,

NOTICE OF WITHDRAWAL OF CLAIM TO DEFENDANT ONE POLISHED DIAMOND WEIGHING APPROXIMATELY SIXTY-EIGHT CARATS

Defendants In Rem.

Claimants Belgo-Nevada, Ltd. ("Belgo") and Dennis Van Kerrebroeck ("Van Kerrebroeck"), by way of Notice of Withdrawal of their Claim to the Defendant One Polished Diamond Weighing Approximately Sixty-Eight Carats ("Defendant"), state as follows:

- 1. On August 26, 2010, Belgo and Van Kerrebroeck filed a Claim to Defendant in this action.
- On November 10, 2010, Belgo and Van Kerrebroeck filed an Answer to the United States of America's Complaint in Rem.
- 3. At the request of the other parties to this action, Belgo and Van Kerrebroeck have agreed to withdraw their Claim to Defendant.
- 4. Accordingly, Belgo and Van Kerrebroeck hereby withdraw their Claim to the Defendant and withdraw their Answer to the Complaint in Rem.

5. Belgo's and Van Kerrebroeck's withdrawal of their Claim and Answer are without prejudice to their right to pursue any claims and/or defenses they may have relating to the other claimants and all such rights are expressly reserved.

NORRIS McLAUGHLIN & MARCUS, PA

By: <u>/s/ Danielle M. DeFilippis</u>

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Attorneys for Belgo-Nevada LTD. and Dennis Van Kerrebroeck

Dated: New York, New York September 23, 2011